

REMARKS

In an Office Action mailed on December 31, 2002, claims 10, 15, 18, 19, 21 and 22 were rejected under 35 U.S.C. § 102(e) as being anticipated by Matthews; claims 16, 17, 20, 23, 27 and 29-31 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Matthews; claims 1, 3, 5, 6, 11 and 12 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Matthews in view of Freeman; claims 2, 4, 7, 13, 14, 24, 25 and 28 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Matthews in view of Freeman and further in view of the Advanced Television Enhancement Forum Specification (herein called "ATVEF"); claim 8 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Matthews in view of Smith; and claims 9 and 26 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Matthews in view of Smith and the ATVEF.

In all of the above-described rejections, the Examiner refers to a web page or a hyperlink of Matthews to allegedly teach the announcements set forth in the various independent claims. Although Applicant disagrees with such a construction, the corresponding claim amendments clarify that the announcements indicate that enhancement data indicates that enhancement data is being transmitted. This therefore clarifies that the announcement cannot be a web page, the content of a web page or a hyperlink. Therefore, Matthews, relied on by the Examiner in all of the §§ 102 and 103 rejections, does not teach or even suggest the announcements that are set forth in independent claims 1, 8, 10, 11, 15, 19 and 21. Thus, for at least this reason, independent claims 1, 8 and 11 overcome the § 103 rejections; and independent claims 10, 15, 19 and 21 overcome the § 102 rejections. Claims 2-7, 9, 12-14, 16-18, 20 and 22-31 are patentable for at least the reason that these claims depend from an allowable claim.

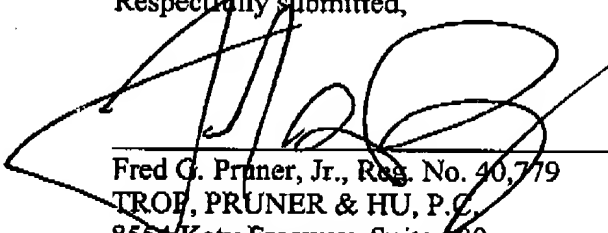
Thus, in view of these amendments, allowance of the application is requested.

CONCLUSION

In view of the foregoing, withdrawal of the §§ 102 and 103 rejections and a favorable action in the form of a Notice of Allowance are requested. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504 (ITL.0208US).

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Respectfully submitted,



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